

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

DAVID DAVIS,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CIVIL ACTION NO. 3:06-cv-00544-WHA
	)	
PHENIX CITY, ALABAMA, <u>et al.</u>	)	
	)	
	)	
Defendants.	)	
_____	)	

**PLAINTIFF'S UNOPPOSED MOTION FOR EXTENSION OF MOTIONS DEADLINE**

Plaintiff David Davis respectfully requests that the Dispositive Motions deadline in this case, presently November 3, 2007 be extended to December 7, 2007. Plaintiff understands that this places the Dispositive Motions deadline on the same date as the close of discovery. In support of this Motion, Plaintiff states as follows:

1. This case had been set for trial commencing August 20, 2007.
2. On August 6, 2007 Defendants Roberts and Hunter filed a Motion for Leave to Amend their Answer to plead the affirmative defense of qualified immunity.
3. On August 7, 2007, this Court issued an Order, granting Defendants' Motion, while at the same time providing that Plaintiff may file a Motion for Continuance on or before August 9, 2007.
4. On August 9, 2007, Plaintiff filed a Motion for Continuance, which was granted by the Court on the same date.

5. On August 29, 2007, this Court issued its revised Scheduling Order establishing, among other deadlines, a Dispositive Motions deadline of November 3, 2007.

6. Due to the very short time interval between the Order of August 29, 2007 and the Dispositive Motions deadline; and also in consideration of Plaintiff's need for additional discovery, Plaintiff respectfully requests that the Dispositive Motions deadline be extended up to and including December 7, 2007.

7. Counsel for the Defendants do not opposed this Motion.

Respectfully submitted,

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Counsel for Plaintiff

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FOR THE MIDDLE DISTRICT OF ALABAMA  
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DAVID DAVIS,	)	
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Plaintiff,	)	
	)	
vs.	)	CIVIL ACTION NO. 3:06-cv-00544-VPM
	)	
PHENIX CITY, ALABAMA, <u>et al.</u>	)	Judge W. Harold Albritton
	)	
Defendants.	)	
_____	)	

**CERTIFICATE OF SERVICE**

This is to certify that one true and accurate copy of Plaintiff's Unopposed Motion for Extension of Motions Deadline was electronically filed on the following counsel for defendants on this 10<sup>th</sup> day of September, 2007:

Joshua Robert McKoon  
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/s/ Douglas L. Steele  
Attorney for Plaintiff